

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

SENATE BILL 562

46TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2004

INTRODUCED BY

Ben D. Altamirano

AN ACT

RELATING TO ARREST RECORDS; AUTHORIZING THE DEPARTMENT OF PUBLIC SAFETY TO CHARGE A FEE FOR CRIMINAL HISTORY BACKGROUND CHECKS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 29-10-6 NMSA 1978 (being Laws 1975, Chapter 260, Section 6, as amended) is amended to read:

"29-10-6. ACCESS BY INDIVIDUALS--DEPARTMENT OF PUBLIC SAFETY FEE. --

A. Upon satisfactory verification of his identity, any individual may inspect, in person, through counsel or through his authorized agent, arrest record information maintained by a law enforcement agency concerning him.

B. The department of public safety may charge an administrative fee of up to twenty-six dollars (\$26.00) for

underscored material = new  
[bracketed material] = delete

1 processing fingerprint-supported arrest record information  
2 maintained by the department. Revenues collected from the fee  
3 shall be deposited in the general fund.

4 [B-] C. Personnel assigned to contractual research  
5 for a state or federally approved criminal justice project  
6 [~~shall be~~] are permitted access to arrest record information.  
7 [~~Approval~~] Approved personnel shall not further disseminate  
8 [~~such~~] the information except as statistical or analytical  
9 records or reports in which individuals are not identified and  
10 from which their identities are not ascertainable. "

11 - 2 -

underscored material = new  
[bracketed material] = delete